

# **EXHIBIT "B"**

REMAND, REOPEN

**U.S. District Court  
District of Hawaii - CM/ECF V3.1.2 (12/07) (Hawaii)  
CIVIL DOCKET FOR CASE #: 1:02-cv-00033-LEK**

Obrey v. England  
Assigned to: JUDGE LESLIE E KOBAYASHI  
Demand: \$0  
Case in other court: 03-16849  
05-16473  
Cause: 29:623 Job Discrimination (Age)

Date Filed: 01/14/2002  
Jury Demand: Both  
Nature of Suit: 442 Civil Rights: Jobs  
Jurisdiction: Federal Question

**Plaintiff**

**Ronald L. Obrey, Jr.**

represented by **Clayton C. Ikei**  
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V.

**Defendant**

**Gordon R. England**  
*in his capacity as the Secretary of the  
Navy*

represented by **Edric Ming-Kai Ching**  
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**EXHIBIT "B"**

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Date Filed	#	Docket Text
01/14/2002	1	COMPLAINT for declaratory and injunctive relief and damages; demand for jury trial; (Summons(es) issued) (fe) (Entered: 01/17/2002)
01/14/2002		FILING FEE PAID in the amount of \$ 150.00, receipt # 206330 (fe) (Entered: 01/17/2002)
01/14/2002	2	ORDER by Judge David A. Ezra rule 16 conference set for 9:00 4/15/02 before Mag Judge Leslie E. Kobayashi (fe) (Entered: 01/17/2002)
01/23/2002	3	RETURN OF SERVICE executed upon defendant Gordon R. England on

		1/15/02 through US Attorneys Office thru Stephen Lehto, Receptionist authorized agent who accepted on their behalf (fe) (Entered: 01/24/2002)
03/18/2002	4	ANSWER by defendant Gordon R. England to verified complaint [1-1]; certificate of service (fe) (Entered: 03/18/2002)
03/22/2002	5	REPORT OF PARTIES PLANNING MEETING (fe) (Entered: 03/22/2002)
04/04/2002	6	SCHEDULING CONFERENCE STATEMENT by plaintiff; certificate of service (fe) (Entered: 04/04/2002)
04/04/2002	7	SCHEDULING CONFERENCE STATEMENT by defendant; certificate of service (fe) (Entered: 04/04/2002)
04/15/2002	8	EP : Rule 16 Scheduling Conference held. 1. Jury trial on February 19, 2003 at 9:00.a.m. before HG 2. Final Pretrial Conference on January 7, 2003 at 9:00a.m. before LEK 3. Final Pretrial Conference before District Judge Helen Gillmor on February 7, 2003 at 8:30a.m. 4. Final Pretrial Statement by December 31, 2002 5. File motions to Join/Add Parties/Amend Pleadings by July 19, 2002 6. File other Non-Dispositive Motions by November 20, 2002 7. File Dispositive Motions by September 18, 2002 8a. File Motions in Limine by January 28, 2003 8b. File opposition memo to a Motion in Limine by February 4, 2003 11a. Plaintiff's Expert Witness Disclosures by August 19, 2002 11b. Defendant's Expert Witness Disclosures by September 18, 2002 12. Discovery deadline December 20, 2002 13. Settlement Conference set for September 18, 2002 at 2:00 p.m. before LEK 14. Settlement Conference statements by September 11, 2002 20. Submit Voir Dire Questions, Special Verdict Form, Concise Statement of Case and Jury Instructions by February 4, 2003 21. File Final witness list by January 28, 2003 24. Exchange Exhibit and Demonstrative aids by January 21, 2003 25. Stipulations re: Authenticity/Admissibility of Proposed Exhibits by January 28, 2003 26. File objections to the Exhibits by February 4, 2003 28a. File Deposition Excerpt Designations by January 28, 2003 28b. File Deposition Counter Designations and Objections by February 4, 2003 29. File Trial Brief by February 4, 2003 30. File Findings of Fact & Conclusions of Law by N/A Other Matters: LR 56.1 Memorandum given to parties. A copy of the Rule 16 Scheduling Order mailed to all parties. ; rule 16 conference held on 9:00 4/15/02 before Mag Judge Leslie E. Kobayashi , ; Jury Trial set for 9:00 2/19/03 ; Pretrial conference set for 8:30 2/7/03 before Judge Helen Gillmor , ; final pretrial conference set for 9:00 1/7/03 ; Discovery ddl set for 12/20/02 ; Motion ddl set for 9/18/02 ; settlement/status conference set for 2:00 9/18/02 before Mag Judge Leslie E. Kobayashi Ct Rptr : No Record) JUDGE Mag Judge Leslie E. Kobayashi (fe) (Entered: 04/16/2002)
04/16/2002	9	Rule 16 SCHEDULING ORDER Mag Judge Leslie E. Kobayashi (cc: all counsel) (bbb) (Entered: 04/17/2002)
04/22/2002	10	CERTIFICATE of service by plaintiff Ronald L. Obrey Jr. (fe) (Entered: 04/22/2002)

05/02/2002	11	INITIAL DISCLOSURE by defendant pursuant to LR 26.1(1)(1); certificate of service (fe) (Entered: 05/02/2002)
05/23/2002	12	CERTIFICATE of service by plaintiff Ronald L. Obrey Jr. (fe) (Entered: 05/24/2002)
06/03/2002	13	CERTIFICATE of service by plaintiff Ronald L. Obrey Jr. (fe) (Entered: 06/04/2002)
07/01/2002	14	STIPULATION for the filing of plaintiff's first amended complaint for declaratory and injunctive relief and damages, demand for jury trial, summons; exhibit a and ORDER by Mag Judge Leslie E. Kobayashi : amending (fe) (Entered: 07/02/2002)
07/15/2002	15	First AMENDED COMPLAINT for declaratory and injunctive relief and damages [1-1]; jury demand (fe) (Entered: 07/16/2002)
07/15/2002	15	SUMMONS issued (fe) (Entered: 07/16/2002)
07/16/2002	16	CERTIFICATE of service by plaintiff Ronald L. Obrey Jr. (fe) (Entered: 07/16/2002)
07/22/2002	17	STIPULATION of parties re: estend deadline to disclose FRCP 26 expert witness and report and to extend deadline to file motions to join additional parties or to amend the pleadings and ORDER by Mag Judge Leslie E. Kobayashi : extending - agreed to 60 day extension to disclose expert reports: pltf to comply by 10/18/02; defts by 11/18/02; all ms to join additional parties or to amend the pleadings by 8/28/02 (fe) (Entered: 07/23/2002)
07/22/2002	71	Final comprehensive WITNESS list submitted by plaintiff Ronald L. Obrey Jr.; certificate of service (fe) (Entered: 07/23/2003)
07/23/2002	18	CERTIFICATE of service by defendant (fe) (Entered: 07/23/2002)
07/23/2002	19	CERTIFICATE of service by defendant (fe) (Entered: 07/23/2002)
08/05/2002	20	ANSWER by defendant Gordon R. England to first amended complaint [15-1]; certificate of service (fe) (Entered: 08/06/2002)
08/21/2002	21	EO :Continued : [Settlement Conference] from 09/18/2002 02:00:00 PM to 10/08/2002 02:00:00 PM, LEK. Myra of Wes Porter's Office to notify all parties. settlement conference set for 2:00 10/8/02 before Mag Judge Leslie E. Kobayashi ( Ct Rptr : ) JUDGE Mag Judge Leslie E. Kobayashi (fe) (Entered: 08/21/2002)
08/29/2002	22	STIPULATION of parties re: extend deadline to file motions to join additional parties or to amend the pleadings and ORDER by Mag Judge Leslie E. Kobayashi - shall be filed by 9/9/02 (fe) (Entered: 08/30/2002)
09/03/2002	23	EO :Status Conference Re: Trial Date and Deadlines set for 09/11/2002 02:00:00 PM, LEK. Myra of Matthew Rinka's office to notify all parties. status conference set for 2:00 9/11/02 before Mag Judge Leslie E. Kobayashi ( Ct Rptr : ) JUDGE Mag Judge Leslie E. Kobayashi (fe) (Entered: 09/05/2002)

09/03/2002	24	STIPULATION to extend dispositive motions deadline and ORDER by Judge Helen Gillmor : Motion filing ddl set for 10/4/02 (fe) (Entered: 09/05/2002)
09/09/2002	25	NOTICE OF MOTION and motion by plaintiff Ronald L. Obrey Jr. to amend first amended complaint ; memorandum of law in support of motion; declaration of Jerry P.S. Chang; exhibit a; certificate of service - set for 1:30 10/8/02 before Mag Judge Leslie E. Kobayashi (fe) (Entered: 09/10/2002)
09/10/2002	26	NOTICE of change of address of plaintiff's counsel; certificate of service - effective 9/16/02 Clayton Ikei and Jerry Pang will be as follows: 1440 Kapiolani Blvd., Suite 1203, Honolulu, HI 96814; Telephone and FAX numbers remain same (fe) (Entered: 09/11/2002)
09/11/2002	27	NOTICE OF MOTION and motion by plaintiff to compel discovery ; memorandum of law in support of motion; declaration of Jerry P.S. Chang; exhibits a-d; certificate of compliance of LR 37.1; certificate of service - set for 10:30 10/11/02 before Mag Judge Leslie E. Kobayashi (fe) (Entered: 09/11/2002)
09/11/2002	28	EP :Status Conference Re: Trial Date and Deadlines held. Trial date and all deadlines are Vacated. Plaintiff's Motion to Amend First Amended Complaint set for 1:30 10/8/02, LEK and Plaintiff's Motion to Compel Discovery set for 10:30 10/11/02, LEK are both continued to 11:00 10/21/02, LEK. Status Conference Re: Trial Date and Deadlines to follow hearing. cc: all counsel status conference held 9/11/02 before Mag Judge Leslie E. Kobayashi setting hearing on motion to compel discovery [27-1] 11:00 10/21/02, setting hearing on motion to amend first amended complaint [25-1] 11:00 10/21/02 ( Ct Rptr : No Record) JUDGE Mag Judge Leslie E. Kobayashi (fe) (Entered: 09/12/2002)
10/07/2002	29	MEMORANDUM by defendant in opposition to motion to compel discovery [27-1]; certificate of service (fe) (Entered: 10/07/2002)
10/07/2002	30	MEMORANDUM by defendant in opposition to motion to amend first amended complaint [25-1]; certificate of service (fe) (Entered: 10/07/2002)
10/10/2002	31	REPLY memorandum by plaintiff to his motion to amend plaintiff's first amended complaint [25-1]; declaration of Jerry P.S. Chang; exhibit a; certificate of service (fe) (Entered: 10/10/2002)
10/10/2002	32	REPLY memorandum by plaintiff to his motion to compel discovery [27-1]; declaration of Jerry P.S. Chang; exhibits a and b; certificate of service (fe) (Entered: 10/10/2002)
10/16/2002	33	EO :The Court, having reviewed Plaintiff's Motion to Amend Plaintiff's First Amended Complaint, hereby informs the parties of its inclination to grant the motion based, in part, on Gupta v. East Tex. State Univ., 654 F.2d 411 (5th Cir. 1981). The parties should appear at the October 21, 2002 hearing prepared to discuss the case and/or to direct the Court to controlling case law that either supports or contradicts this matter. The



		Court notes, this inclination is intended only to help the parties prepare for oral argument and is not the Court's final decision in the matter. Rather, the parties are encouraged to raise relevant case law and/or facts to show the Court why its inclination is mistaken or correct. The Court issues no inclination with regard to Plaintiff's Motion to Compel Discovery, also set for hearing on October 21, 2002. cc: all counsel via fax and hard copy re [27-1], re [25-1] ( Ct Rptr : ) JUDGE Mag Judge Leslie E. Kobayashi (fe) (Entered: 10/17/2002)
10/21/2002	34	EP : Plaintiff's Motion to Amend First Amended Complaint - Arguments heard. Motion Granted. Ikei to prepare Order. Plaintiff's Motion to Compel Discovery - Arguments heard. Motion Granted in Part and Denied in Part. Rinka to prepare Order [25-1], [27-1] ( Ct Rptr : FTR C7 CD 11) JUDGE Mag Judge Leslie E. Kobayashi (eps) (Entered: 10/22/2002)
10/21/2002	35	EP : Status Conference Re: Trial Date and Deadlines held. New trial date and deadlines given. Amended Rule 16 Scheduling Order to be issued. 1. Jury trial on August 12, 2003 at 9:00 a.m. before HG 2. Final Pretrial Conference on July 1, 2003 at 9:00 a.m. before LEK 3. Final Pretrial Conference before District Judge Helen Gillmor on August 1, 2003 at 8:30a.m. 4. Final Pretrial Statement by June 24, 2003 5. File motions to Join/Add Parties/Amend Pleadings by N/A 6. File other Non-Dispositive Motions by May 14, 2003 7. File Dispositive Motions by March 12, 2003 8a. File Motions in Limine by July 22, 2003 8b. File opposition memo to a Motion in Limine by July 29, 2003 11a. Plaintiff's Expert Witness Disclosures by February 10, 2003 11b. Defendant's Expert Witness Disclosures by March 12, 2003 12. Discovery deadline June 13, 2003 13. Settlement Conference set for March 17, 2003 at 2:00 p.m. before LEK 14. Settlement Conference statements by March 10, 2003 20. Submit Voir Dire Questions, Special Verdict Form, Concise Statement of Case and Jury Instructions by July 29, 2003 21. File Final witness list by July 22, 2003 24. Exchange Exhibit and Demonstrative aids by July 15, 2003 25. Stipulations re: Authenticity/Admissibility of Proposed Exhibits by July 22, 2003 26. File objections to the Exhibits by July 29, 2003 28a. File Deposition Excerpt Designations by July 22, 2003 28b. File Deposition Counter Designations and Objections by July 29, 2003 29. File Trial Brief by July 29, 2003 30. File Findings of Fact & Conclusions of Law by N/A Other Matters: A copy of the Amended Rule 16 Scheduling Order mailed to all parties. ; Jury Trial set for 9:00 8/12/03 ; Pretrial conference set for 8:30 8/1/03 before Judge Helen ; final pretrial conference set for 9:00 7/1/03 ; Motion filing ddl set for 3/12/03 ; Discovery ddl set for 6/13/03 settlement conference set for 2:00 3/17/03 before Mag Judge Leslie E. Kobayashi ( Ct Rptr : C7 no record) JUDGE Mag Judge Leslie E. Kobayashi (sealed) (Entered: 10/22/2002)
10/22/2002	36	Amended Rule 16 SCHEDULING ORDER Mag Judge Leslie E. Kobayashi (cc: all counsel) (fe) (Entered: 10/23/2002)
10/25/2002	37	ORDER by Mag Judge Leslie E. Kobayashi granting plaintiff's motion to amend first amended complaint [25-1] - on behalf of plaintiff (fe)

		(Entered: 10/25/2002)
10/25/2002	38	ORDER by Mag Judge Leslie E. Kobayashi granting in part and denying in part plaintiff's motion to compel discovery [27-1] - on behalf of deft Secretary of the Navy (fe) (Entered: 10/25/2002)
11/01/2002	39	CERTIFICATE of service by defendant Gordon R. England (fe) (Entered: 11/01/2002)
11/06/2002	40	Second AMENDED COMPLAINT for declaratory and injunctive relief and damages [15-1], [1-1] by plaintiff Ronald L. Obrey Jr.; jury demand; summons issued (fe) (Entered: 11/06/2002)
11/07/2002	41	CERTIFICATE of service by plaintiff Ronald L. Obrey Jr. (fe) (Entered: 11/07/2002)
11/12/2002	42	CERTIFICATE of service by defendant Gordon R. England (fe) (Entered: 11/13/2002)
11/18/2002	43	CERTIFICATE of service by defendant Gordon R. England (fe) (Entered: 11/18/2002)
01/14/2003	44	STIPULATION of plaintiff and defendant to allow production of certain documents and ORDER by Mag Judge Leslie E. Kobayashi : (fe) (Entered: 01/14/2003)
01/23/2003	45	EO :Settlement Conference set for 03/17/2003 at 2:00 PM is moved to 01:30:00 PM before LEK. cc: all counsel settlement conference set for 1:30 3/17/03 before Mag Judge Leslie E. Kobayashi ( Ct Rptr : ) JUDGE Mag Judge Leslie E. Kobayashi (fe) (Entered: 01/24/2003)
02/05/2003	46	STIPULATION to extend deadline on plaintiff's Fed.R.Civ. P.26(1)(2) expert witness disclosure and report and ORDER by Mag Judge Leslie E. Kobayashi : extended to 2/20/03 (fe) (Entered: 02/06/2003)
02/11/2003	47	CERTIFICATE of service by plaintiff Ronald L. Obrey Jr. (fe) (Entered: 02/11/2003)
02/20/2003	48	DISCLOSURE OF EXPERT WITNESSES by plaintiff, exhibit a; certificate of service (fe) (Entered: 02/20/2003)
03/13/2003	49	EO :Continued : [Settlement Conference] from 03/17/2003 01:30:00 PM to 05/08/2003 03:00:00 PM before LEK. Updated Confidential Settlement Conference Statements (if necessary) are due 5/1/03. Parties notified by phone. cc: all counsel settlement conference set for 3:00 5/8/03 before Mag Judge Leslie E. Kobayashi ( Ct Rptr : ) JUDGE Mag Judge Leslie E. Kobayashi (fe) (Entered: 03/13/2003)
03/21/2003	50	STIPULATION to extend dispositive motion deadline and ORDER by Judge Helen Gillmor : extending , Motion filing ddl set for 5/12/03 before Judge Helen Gillmor (fe) (Entered: 03/21/2003)
03/28/2003	51	STIPULATION and ORDER by Judge Helen Gillmor : extending defendant's expert witness designation deadline - extended from 3/12/03 until 4/17/03 (fe) (Entered: 03/28/2003)



04/08/2003	52	CERTIFICATE of service by plaintiff Ronald L. Obrey Jr. (fe) (Entered: 04/08/2003)
04/24/2003	53	STIPULATION to extend defendant's expert witness designation deadline and ORDER by Judge Helen Gillmor : extending - extending deadline from 4/17/03 until 6/17/03 (fe) (Entered: 04/25/2003)
04/25/2003	54	SUPPLEMENTAL initial disclosures of defendant pursuant to Local Rule 26.1(a)(1) re [11-1]; certificate of service (fe) (Entered: 04/28/2003)
05/01/2003	55	EO :Continued: ;final pretrial conference set for 7/1/03 9:00 AM is moved to 10:00 AM before Mag Judge Leslie E. Kobayashi ; cc: all counsel ( Ct Rptr : ) JUDGE Mag Judge Leslie E. Kobayashi (lmg) (Entered: 05/02/2003)
05/07/2003	56	EO : Continued : [Settlement Conference] from 05/08/2003 03:00:00 PM to 07/29/2003 02:00:00 PM before LEK. Jerry Chang to notify Matthew Rinka ( Ct Rptr : ) JUDGE Mag Judge Leslie E. Kobayashi (eps) (Entered: 05/08/2003)
05/14/2003	57	CERTIFICATE of service by plaintiff Ronald L. Obrey Jr. (sm) (Entered: 05/15/2003)
05/28/2003	58	EO :Continued : [Settlement Conference] from 07/29/2003 02:00:00 PM to 08/04/2003 01:30:00 PM before LEK. settlement conference set for 1:30 8/4/03 before Mag Judge Leslie E. Kobayashi ( Ct Rptr : ) JUDGE Mag Judge Leslie E. Kobayashi (fe) (Entered: 05/28/2003)
05/30/2003	59	STIPULATION to extend non-dispositive motions deadline and ORDER by Judge Helen Gillmor : continuing the non-dispositive motion deadline to 6/30/03 (fe) (Entered: 05/30/2003)
06/02/2003	60	CERTIFICATE of service by defendant Gordon R. England (fe) (Entered: 06/02/2003)
06/09/2003	61	CERTIFICATE of service by defendant Gordon R. England (fe) (Entered: 06/09/2003)
06/13/2003	62	EO :Continued : [Settlement Conference] from 08/04/2003 01:30:00 PM to 08/08/2003 02:00:00 PM before LEK. settlement/status conference set for 2:00 8/8/03 before Mag Judge Leslie E. Kobayashi ( Ct Rptr : ) JUDGE Mag Judge Leslie E. Kobayashi (fe) (Entered: 06/16/2003)
06/16/2003	63	CERTIFICATE of service by defendant (fe) (Entered: 06/16/2003)
06/19/2003	64	DISCLOSURE OF EXPERT WITNESSES by plaintiff; certificate of service (fe) (Entered: 06/19/2003)
06/24/2003	65	PRETRIAL STATEMENT by plaintiff; certificate of service (fe) (Entered: 06/24/2003)
06/24/2003	66	Final PRETRIAL STATEMENT by defendant; certificate of service (fe) (Entered: 06/25/2003)
07/01/2003	67	EP : Final Pretrial Conference held. Trial days: Plaintiff - 10, Defendant -

		3; Witnesses: Plaintiff - 17, Defendant - 19; Exhibits: Plaintiff - 1 thru 200, Defendant - 300 series. Motions in Limine: Plaintiff - 5, Defendant - 5. Settlement Conference set for 8/8/03 at 2:00 p.m. is moved up to 7/18/03 at 2:00 p.m., LEK. final pretrial conference 7/1/03 ; settlement/status conference set for 2:00 7/18/03 before Mag Judge Leslie E. Kobayashi ( Ct Rptr : no JUDGE Mag Judge Leslie E. Kobayashi (fe) (Entered: 07/03/2003)
07/17/2003	68	CERTIFICATE of service by defendant Gordon R. England (fe) (Entered: 07/17/2003)
07/18/2003	69	EP : settlement conference held 7/18/03 before Mag Judge Leslie E. Kobayashi ( Ct Rptr : no JUDGE Mag Judge Leslie E. Kobayashi (fe) (Entered: 07/21/2003)
07/22/2003	70	DESIGNATION of deposition transcripts by plaintiff Ronald L. Obrey Jr.; certificate of service (fe) (Entered: 07/23/2003)
07/22/2003	72	NOTICE OF MOTION and motion by plaintiff Ronald L. Obrey Jr. in limine to admit statistical evidence of the breakdown by race and national origin of the senior managers hired at Pearl Harbor and other naval shipyards ; memorandum of law in support of motion; certificate of service - set for 8:30 8/1/03 before Judge Helen Gillmor (fe) Modified on 07/23/2003 (Entered: 07/23/2003)
07/22/2003	73	NOTICE OF MOTION and motion by plaintiff Ronald L. Obrey Jr. in limine to admit testimonies of other employees who were qualified but not selected for senior management positions at Pearl Harbor ; memorandum of law in support of motion; certificate of service - set for 8:30 8/1/03 before Judge Helen Gillmor (fe) (Entered: 07/23/2003)
07/22/2003	74	DESIGNATION of deposition transcript by defendant; certificate of service (fe) (Entered: 07/23/2003)
07/22/2003	75	Final WITNESS list submitted by defendant; certificate of service (fe) (Entered: 07/23/2003)
07/22/2003	76	NOTICE OF MOTION and motion by defendant in limine to permit the use of a deposition of Daniel Ries at trial ; memorandum in support of motion; certificate of service - set for 8:30 8/1/03 before Judge Helen Gillmor (fe) (Entered: 07/23/2003)
07/22/2003	77	NOTICE OF MOTION and motion by defendant in limine to exclude references to the separation incentive pay program ; memorandum in support of motion; certificate of service - set for 8:30 8/1/03 before Judge Helen Gillmor (fe) (Entered: 07/23/2003)
07/22/2003	78	NOTICE OF MOTION and motion by defendant in limine to exclude the testimony of Michael Kawachi in relation to his application for the quality assurance position ; memorandum in support of motion; certificate of service - set for 8:30 8/1/03 before Judge Helen Gillmor (fe) (Entered: 07/23/2003)
07/22/2003	79	NOTICE OF MOTION and motion by defendant in limine to exclude

		evidence related to the Puget Sound work force ; memorandum in support of motion; certificate of service - set for 8:30 8/1/03 before Judge Helen Gillmor (fe) (Entered: 07/23/2003)
07/22/2003	80	NOTICE OF MOTION and motion by defendant in limine to exclude cumulative evidence of plaintiff's work performance ; memorandum in support of motion; certificate of service - set for 8:30 8/1/03 before Judge Helen Gillmor (fe) (Entered: 07/23/2003)
07/22/2003	81	NOTICE OF MOTION and motion by defendant in limine to exclude evidence of Captain Conners' e-mail, dated July 14, 2000, and related e-mail ; memorandum in support of motion; certificate of service - set for 8:30 8/1/03 before Judge Helen Gillmor (fe) (Entered: 07/23/2003)
07/22/2003	82	NOTICE OF MOTION and motion by defendant in limine to exclude the testimony of Thomas Blasque in relation to alleged age based comments of Captain Jeffrey Conners ; memorandum in support of motion; certificate of service - set for 8:30 8/1/03 before Judge Helen Gillmor (fe) (Entered: 07/23/2003)
07/22/2003	83	NOTICE OF MOTION and motion by defendant in limine to exclude the testimony of certain witness related to the hiring of senior managers ; memorandum in support of motion; exhibit a; certificate of service - set for 8:30 8/1/03 before Judge Helen Gillmor (fe) (Entered: 07/23/2003)
07/28/2003	84	Supplemental final comprehensive WITNESS list submitted by plaintiff; certificate of service (fe) (Entered: 07/28/2003)
07/28/2003	103	EO :MINUTE ORDER - The trial is advanced from August 12, 2003 to August 4, 2003 before the Honorable Manuel L. Real. The hearing on Motions in Limine/Final Pretrial Conference is continued from August 1, 2003 to August 4, 2003 @ 9:00 a.m. The trial will follow the hearing on Motions in Limine. A Settlement Conference is set for Wednesday, July 30, 2003 @ 9:00 a.m. before the Honorable Ann Aiken. It is ORDERED that counsel fax a one page settlement statement which shall include a brief facts of the case and what they are willing to settle for. Fax to the attention of the Honorable Ann Aiken at 541-3575 no later than 1:00 p.m. on July 29, 2003. Jury Trial set for 9:00 8/4/03 before Judge Manuel L. Real , settlement conference set for 9:00 7/30/03 before Judge Ann L. Aiken ( Ct Rptr : ) JUDGE Judge Helen Gillmor (fe) (Entered: 07/30/2003)
07/29/2003	85	MEMORANDUM by plaintiff in opposition to motion in limine to exclude the testimony of certain witness related to the hiring of senior managers [83-1]; certificate of service (tbf) (Entered: 07/29/2003)
07/29/2003	86	MEMORANDUM by plaintiff in opposition to motion in limine to exclude the testimony of Thomas Blasque in relation to alleged age based comments of Captain Jeffrey Conners [82-1]; certificate of service (tbf) (Entered: 07/29/2003)
07/29/2003	87	MEMORANDUM by plaintiff in opposition to motion in limine to exclude evidence of Captain Conners' e-mail, dated July 14, 2000, and

		related e-mail [81-1]; certificate of service (tbtf) (Entered: 07/29/2003)
07/29/2003	88	MEMORANDUM by plaintiff in opposition to motion in limine to exclude cumulative evidence of plaintiff's work performance [80-1]; certificate of service (tbtf) (Entered: 07/29/2003)
07/29/2003	89	MEMORANDUM by plaintiff in opposition to motion in limine to exclude evidence related to the Puget Sound work force [79-1]; certificate of service (tbtf) (Entered: 07/29/2003)
07/29/2003	90	MEMORANDUM by plaintiff in opposition to motion in limine to exclude the testimony of Michael Kawachi in relation to his application for the quality assurance position [78-1]; certificate of service (tbtf) (Entered: 07/29/2003)
07/29/2003	91	MEMORANDUM by plaintiff in opposition to motion in limine to exclude references to the separation incentive pay program [77-1]; certificate of service (tbtf) (Entered: 07/29/2003)
07/29/2003	92	MEMORANDUM by plaintiff in opposition to motion in limine to permit the use of a deposition of Daniel Ries at trial [76-1]; certificate of service (tbtf) (Entered: 07/29/2003)
07/29/2003	93	OBJECTIONS by plaintiff to defendant's proposed exhibits; certificate of service (tbtf) (Entered: 07/29/2003)
07/29/2003	94	Proposed concise STATEMENT of the case; certificate of service - by plaintiff (tbtf) (Entered: 07/29/2003)
07/29/2003	95	PROPOSED SPECIAL VERDICT FORM; certificate of service - by plaintiff (tbtf) (Entered: 07/29/2003)
07/29/2003	96	TRIAL brief; certificate of service - by plaintiff (tbtf) (Entered: 07/29/2003)
07/29/2003	97	CERTIFICATE of service (tbtf) (Entered: 07/29/2003)
07/29/2003	98	Proposed Concise STATEMENT of the case; certificate of service - by defendant (tbtf) (Entered: 07/29/2003)
07/29/2003	99	PROPOSED VOIR DIRE; certificate of service - submitted by defendant (tbtf) (Entered: 07/29/2003)
07/29/2003	100	NOTICE OF COUNTER MOTION and counter motion by defendant in limine to exclude testimonies of other employees who were not selected for senior management positions at Pearl Harbor ; memorandum in support and in opposition to pltf's motion in limine regarding same; exhibit "a"; certificate of service - set for 9:00 8/4/03 before Judge Manuel L. Real (tbtf) (Entered: 07/29/2003)
07/29/2003	101	ORDER or assignment - by Judge David A. Ezra Case reassigned to Judge Manuel L. Real (cc: all counsel) (tbtf) (Entered: 07/29/2003)
07/29/2003	104	NOTICE OF MOTION and motion by defendant in limine regarding defendant's proposed trial exhibits ; memorandum in support of motion;

		certificate of service - set for 9:00 8/4/03 before Judge Manuel L. Real (fe) (Entered: 07/30/2003)
07/29/2003	105	NOTICE OF MOTION and motion by defendant in limine to exclude plaintiff's statistical evidence ; memorandum in support of motion; exhibits a and b; certificate of service - set for 9:00 8/4/03 before Judge Manuel L. Real (fe) (Entered: 07/30/2003)
07/29/2003	106	Table of contents; TRIAL brief submitted by defendant; certificate of service (fe) (Entered: 07/30/2003)
07/29/2003	107	PROPOSED SPECIAL VERDICT FORM by defendant; certificate of service (fe) (Entered: 07/30/2003)
07/30/2003	112	EO : Settlement Conference. Ronald L. Obrey, Jr. present Settlement conference held. No settlement. settlement conference held 7/30/03 before Judge Ann L. Aiken ( Ct Rptr : ) JUDGE Ann L. Aiken (fe) (Entered: 07/31/2003)
07/31/2003	108	SUPPLEMENT by defendant re final witness list [75-1]; certificate of service (fe) (Entered: 07/31/2003)
07/31/2003	109	CERTIFICATE of service by defendant (fe) (Entered: 07/31/2003)
07/31/2003	110	Counter DESIGNATION of deposition transcript by defendant; certificate of service (fe) (Entered: 07/31/2003)
07/31/2003	111	ANSWER by defendant Gordon R. England to second amended complaint [40-1]; certificate of service (fe) (Entered: 07/31/2003)
07/31/2003	113	EO :All Filed Motions in Limine and PreTrial Conference set for August 04, 2003 @9:00 a.m. before Judge Manuel Real. Jury Selection/Jury Trial to follow set for August 04, 2003 @10:00 a.m. before Judge Manuel Real. [100-1] [105-1] [104-1] [83-1] [82-1] [81-1] [80-1] [79-1] [78-1] [77-1] [76-1] [73-1] [72-1] Jury Trial set for 10:00 8/4/03 before Judge Manuel L. Real ( Ct Rptr : ) JUDGE Judge Manuel L. Real (fe) (Entered: 08/01/2003)
08/01/2003	114	Proposed supplemental JURY INSTRUCTIONS submitted by defendant; certificate of service (fe) (Entered: 08/01/2003)
08/01/2003	115	MEMORANDUM of law by plaintiff RE: the issue of whether a Title VII plaintiff has the right to a jury trial; certificate of service (fe) (Entered: 08/01/2003)
08/01/2003	116	Amended proposed concise STATEMENT of the case by plaintiff; certificate of service (fe) (Entered: 08/01/2003)
08/01/2003	117	Amended PROPOSED SPECIAL VERDICT FORM by plaintiff; certificate of service (fe) (Entered: 08/01/2003)
08/01/2003	118	Supplemental proposed JURY INSTRUCTIONS submitted by plaintiff; certificate of service (sterile) (fe) Modified on 08/01/2003 (Entered: 08/01/2003)



08/01/2003	119	Supplemental proposed JURY INSTRUCTIONS submitted by plaintiff; certificate of service (fe) (Entered: 08/01/2003)
08/01/2003	120	Parties joint set of proposed JURY INSTRUCTIONS submitted (fe) (Entered: 08/01/2003)
08/01/2003	121	Parties joint set of proposed JURY INSTRUCTIONS submitted (sterile) (fe) (Entered: 08/01/2003)
08/04/2003	122	OBJECTIONS by defendant to plaintiff's proposed supplemental jury instructions [119-1]; certificate of service (fe) (Entered: 08/04/2003)
08/04/2003	123	NOTICE OF MOTION and motion by defendant in limine to permit the use at trial of a video deposition of Adm William Klemm and exclude certain testimony from it related to questions asked by plaintiff's counsel ; memorandum in support of motion; exhibit a; certificate of service - set for 9:00 8/4/03 before Judge Manuel L. Real (fe) (Entered: 08/04/2003)
08/04/2003	124	OBJECTIONS by plaintiff Ronald L. Obrey Jr. to defendant's proposed jury instructions [114-1]; certificate of service (fe) (Entered: 08/04/2003)
08/04/2003	127	EP : PreTrial Conference and Various Motions in Limine- Plaintiff's Motion in Limine to Admit Statistical Evidence of the Breakdown by Race and National Origin of the Senior Managers hired at Pearl Harbor and other Naval Shipyards- (Docket No. 72)-This Motion is hereby Denied. Plaintiff's Motion in Limine to Admit Testimonies of Other Employees who were Qualified but not selected for Senior Management Positions at Pearl Harbor-(Docket No. 73)-This Motion is hereby Denied. Defendant's Motion in Limine to Permit the use of a Deposition of Daniel Ries at Trial-(Docket No. 76)-This Motion is hereby Withdrawn. Defendant's Motion in Limine to exclude the Testimony of Certain Witness Related to the Hiring of Senior Managers-(Docket No. 83)-This Motion is hereby Granted. Defendant's Motion in Limine to exclude the Testimony of Thomas Blasque in Relation to alleged age based on comments of Captain Jeffrey Conners-(Docket No. 82)-This Motion is hereby Withdrawn. Defendant's Motion in Limine to Exclude Evidence of Captain Conners' e-Mail, Dated 07-14-00 and Related E-Mail-(Docket No. 81)-Court reserves ruling on this Motion until this matter comes up at Trial. Defendant's Motion in Limine to Exclude Cumulative Evidence of Plaintiff's Work Performance-(Docket No. 80)-is hereby Granted. Defendant's Motion in Limine to Exclude Evidence related to the Puget Sound Work Force-(Docket No. 79)-is hereby Granted. Defendant's Motion in Limine to Exclude the Testimony of Michael Kawachi in relation to his application for the Quality Assurance Position-(Docket No. 78)-This Motion is hereby Withdrawn Defendant's Motion in Limine to Exclude References to the Separation incentive pay program- (Docket No.77)-This Motion is hereby Granted. Defendant's Counter Motion in Limine to Exclude Testimonies of Other Employees who are not selected for Senior Management Position at Pearl Harbor-(Docket No. 100)-This Motion was taken care of by Denying Plaintiff's Motion in Limine-(Docket No. 73) Defendant's Motion in Limine



		Regarding Defendant's Proposed Trial Exhibits-(Docket No. 104)-This Motion has been Taken care of by the Court's Rulings as to the various Motions in Limine. Jury Selection-41 Jurors present and Plaintiff also present. Opening Statements on behalf of the Plaintiff and the Defendant. 8 Jurors were selected. Jurors Sworn In. Jury Trial-(1st Day)-8 Jurors present and Plaintiff Present Plaintiff Witnesses-Ronald L. Obrey, Jr.-CST Plaintiff Exhibits-18 through 21-Admitted 23 through 26-Admitted 28 through 48-Admitted 76 & 84-Admitted Further Jury Trial (2nd Day) continued to August 05, 2003 @9:00 a.m. before Judge Manuel Real. - [72-1], [73-1], [76-1], [104-1] [83-1], [82-1], [81-1] [80-1], [79-1], [78-1], [77-1], [100-1] Pretrial conference held 8/4/03 before Judge Manuel L. Real ; ; Jury trial held 8/4/03 before Judge Manuel L. Real , ( Ct Rptr : Cynthia Fazio) JUDGE Judge Manuel Real (fe) (Entered: 08/06/2003)
08/05/2003	125	NOTICE OF MOTION and non-hearing motion by plaintiff Ronald L. Obrey Jr. for reconsideration as to the order granting defendant's motion in limine to exclude evidence related to the Puget Sound Work Force ; memorandum in support of motion; certificate of service - referred to Judge Manuel L. Real (fe) (Entered: 08/05/2003)
08/05/2003	126	Concise STATEMENT by plaintiff in support of his supplemental proposed jury instructions [119-1]; certificate of service (fe) (Entered: 08/05/2003)
08/05/2003	128	EP : Further Jury Trial-(2nd Day)-8 Jurors present and The Plaintiff is also present. Plaintiff Witnesses-Ronald L. Obrey-Resumed Witness Stand Captain Jeffrey Conners-CST Tyson Livingston-CST Depositions of Bernard P. Clark and Vice Admiral George Nanos read into the record with the Jurors present. Plaintiff's Exhibits 9 and 14-Admitted. Defendant's Exhibits-342-Admitted. Conference Regarding the Depositions of Bernard P. Clark and Vice Admiral George Nanos-Jurors were not present. Court and Counsel discussed the designated portions of theses Depositions that will be read in open Court with the Jurors present. Further Jury Trial (3rd Day) continued to August 06, 2003 @9:30 a.m. before Judge Real. ( Ct Rptr : Stephen Platt) JUDGE Judge Manuel L. Real (fe) (Entered: 08/07/2003)
08/06/2003	129	MEMORANDUM by defendant in opposition to plaintiff's motion for reconsideration as to the order granting defendant's motion in limine to exclude evidence related to the Puget Sound Work Force [125-1]; certificate of service (fe) (Entered: 08/07/2003)
08/06/2003	130	STIPULATION to dismiss with prejudice plaintiff's age discrimination claim and ORDER by Judge Manuel L. Real : dismissing age discrimination claim, parties shall bear their own attorneys' fees and costs of litigation incurred as to pltf's claim (fe) (Entered: 08/07/2003)
08/06/2003	131	NOTICE OF MOTION and motion by defendant for directed verdict ; memorandum in support of motion; exhibit a; certificate of service - set for 9:30 8/6/03 before Judge Manuel L. Real (fe) (Entered: 08/08/2003)
08/06/2003	132	EP :Further Jury Trial-(3rd Day)-8 Jurors present and Plaintiff is also

		present. Plaintiff Witnesses-Yvonne D. Obrey-CST. Plaintiff Rested. Defendant's Motion for Directed Verdict-Oral Argument Held. Jurors were not present. This Motion is granted in part as to 1st Claim and 3rd Claim and Court reserves ruling on the 2nd Claim Plaintiff's Motion for Reconsideration as to the Order granting Defendant's Motion in Limine to exclude evidence related to Pudget Sound Work Force-is hereby Denied. Defendant Witnesses-Gail Asano-CST Wayne Matsukawa-CST Tetsu Omaye-CST Captain John A. Edwards-CST Defendant's Exhibits-300, 303, 305, 307 through 316, 322, 326 and 330-Admitted. Defendant's Rested. Plaintiff has no Rebuttal Witnesses. Defendant's Oral Motion for Directed Verdict on two bases: One, that the evidence fails to establish that the Plaintiff was qualified for the position and Two, that there is no evidence, no legally sufficient evidence that this case should not go to the jury as a reasonable jury could not find for the Plaintiff.-Motion will be submitted. (Jurors were not present.) Further Jury Trial (4th Day) continued to August 07, 2003 @10:00 a.m. before this Court. Conference without the Jurors present Regarding the Jury Instructions-Counsel stated their objections on the record as to the Jury Instructions to be given. [131-1], [125-1] ( Ct Rptr : Stephen Platt) JUDGE Judge Manuel L. Real (fe) (Entered: 08/08/2003)
08/07/2003	133	EP :Jury Trial: 4th day Plaintiff presented opening argument. Defendant presented closing argument. Plaintiff presented closing argument. Jury instructions read by Court. Jury Marshal sworn. Jury retired to deliberate (11:55 a.m.) Jury returned with verdict (1:05 p.m.) Verdict read as follows: Did defendant HANSFORD T. JOHNSON as Acting Secretary of the Navy intentionally discriminate against plaintiff RONALD L. OBREY, JR., because of his race in selecting a Production Resource Manager in July 2001? Answer - No. Jury polled. Verdict unanimous. Jury Trial 4th day before Judge Manuel L. Real ( Ct Rptr : Steve Platt) JUDGE Judge Manuel L. Real (fe) (Entered: 08/11/2003)
08/07/2003	134	JURY NOTES (fe) (Entered: 08/11/2003)
08/07/2003	135	VERDICT for defendant against plaintiff (fe) (Entered: 08/11/2003)
09/03/2003	136	JUDGMENT in a civil case: The Jury having found that defendant Hansford T. Johnson as Acting Secretary of the Navy did not discriminate against plaintiff Ronald L. Obrey, Jr. because of his race in selecting a Production Resource Manager in July 2001. IT IS ORDERED AND ADJUDGED that Judgment is entered in favor of defendant Hansford T. Johnson and against plaintiff Ronald L. Obrey, Jr. - by WALTER A.Y.H. CHINN, Clerk/Barbara Yamada terminating case (cc: all counsel) (fe) (Entered: 09/04/2003)
09/10/2003	137	BILL OF COSTS submitted by defendant re [136-2] (fe) (Entered: 09/11/2003)
09/19/2003	138	OBJECTIONS by plaintiff to defendant's bill of costs [137-1]; declaration of Clayton C. Ikei; certificate of service (fe) (Entered: 09/19/2003)

09/23/2003		COSTS taxed for defendant in the amount of \$ 3,004.20 against plaintiff (fe) (Entered: 09/23/2003)
09/24/2003	139	NOTICE OF APPEAL; representation statement by plaintiff Ronald L. Obrey Jr. from Dist. Court decision [136-2] (cc: all counsel) (afc) Modified on 09/24/2003 (Entered: 09/24/2003)
09/24/2003		RECEIVED re [139-1] fee in amount of \$ 105.00 (Receipt # 218313) (afc) Modified on 09/24/2003 (Entered: 09/24/2003)
09/24/2003		NOTICE OF APPEAL and copy of docket sheet sent to 9th CCA [139-1] (cc: all counsel) (afc) (Entered: 09/24/2003)
09/26/2003	140	TRANSCRIPT DESIGNATION and Ordering Form for dates: 8/4/03 Cynthia Fazio; 8/7/03 Stephen Platt re [139-1] (fe) (Entered: 09/26/2003)
10/03/2003	141	Appellant Ronald L. Obrey, Jr. NOTICE OF TRANSCRIPT ordered for appeal; certificate of service [notice that entire transcript of the trial proceedings has been ordered] [139-1] (afc) (Entered: 10/06/2003)
10/08/2003		NOTIFICATION by Circuit Court of Appellate Docket Number 03-16849 (lmg) (Entered: 10/09/2003)
10/10/2003		ORIGINAL TRANSCRIPT filed ( Ct Rptr Cynthia Tando Fazio) taken on 08/04/03 (lmg) (Entered: 10/14/2003)
11/03/2003	142	ORDER by Judge Manuel L. Real objection is overruled [138-1]; costs in the award of \$3,004.20 were properly taxed (cc: all counsel) (fe) (Entered: 11/04/2003)
11/05/2003		TRANSCRIPT of Proceedings - 8/5/03 - ORIG - ( Stephen Platt ) - pp 150 - further jury trial (fe) (Entered: 11/05/2003)
11/05/2003		TRANSCRIPT of Proceedings - 8/6/03, further jury trial - ORIG - ( Stephen Platt ) - pp 157 (fe) (Entered: 11/05/2003)
11/05/2003		TRANSCRIPT of Proceedings - 8/7/03 further jury trial - ORIG - ( Stephen Platt ) - pp 45 (fe) (Entered: 11/05/2003)
02/18/2004	143	CERTIFICATE of Record Transmitted to 9th CCA CA 03-16849 (sealed) (Entered: 02/18/2004)
10/05/2004	144	Amended Record transmittal form to the Clerk, 9CCA re appeal no. 03-16849 (lmg) (Entered: 10/05/2004)
10/12/2004		REMARK - acknowledgment by 9CCA of receipt of records (afc) (Entered: 10/12/2004)
04/08/2005	145	EO : ;Status conference and spreading of the mandate from the 9th CCA set for 10:00 AM 4/11/05 before Judge Real ; all counsel notified of this status conference ( Ct Rptr : ) JUDGE Judge Manuel L. Real (lmg) (Entered: 04/11/2005)
04/11/2005	146	EP : Status Conference and Spreading of the Mandate from the 9th CCA- This Court hereby orders the spreading of the Mandate/Decision from the

		9th CCA. This case is set for a Jury Selection/Jury Trial -June 06, 2005 @9:00 a.m. before Judge Real. ;Jury selection/jury Trial set for 9:00 6/6/05 before Judge Manuel L. Real ,s ; status conference held 4/11/05 ( Ct Rptr : CF) JUDGE Judge Manuel L. Real (lmg) (Entered: 04/15/2005)
04/21/2005	147	EO : Jury Selection/Jury Trial set for June 06, 2005 @9:00 a.m. before Judge Manuel Real. Submit Voir Dire Questions, Special Verdict Form, Concise Statement of Case and Jury Instructions by May 23, 2005 File Final witness list by May 16, 2005 Exchange Exhibit and Demonstrative aids by May 9, 2005 Stipulations re: Authenticity/Admissibility of Proposed Exhibits by May 16, 2005 File objections to the Exhibits by May 23, 2005 File Deposition Excerpt Designations by May 16, 2005 File Deposition Counter Designations and Objections by May 23, 2005 File Trial Brief by May 23, 2005 Please place Trial Exhibits in Three Ringed Binders with Tabs. The Court will need Original plus Two (2) copies of the Trial Exhibits. To obtain copies of the Jury Information Cards-Please call Cynthia or Sadie (Jury Clerks) at 541-3115 by June 01, 2005. There is a charge for the Jury Information cards. Plaintiff Exhibit Numbers-starting at No. 1 through 100. Defendant Exhibit Numbers-starting at No. 101 through 201 cc: All Counsel of Record by Fax ; Jury Selection/jury Trial set for 9:00 6/6/05 before Judge Manuel L. Real ( Ct Rptr : ) JUDGE Judge Manuel L. Real (lmg) (Entered: 04/22/2005)
04/29/2005	148	JUDGMENT-9TH CCA reversing and remanding the Decision of the District Court [Appeal [139-1] (cc: all parties of record, Judges, CRMS) (lmg) (Entered: 05/02/2005)
05/02/2005	149	CERTIFIED COPY of Appellate Court Order: Appellant's motion for leave to file the cost bill late is GRANTED; costs are awarded to appellant in the amount of \$248.88; a certified copy of this shall serve to amend the court's prior mandate (No. 03-16849) (cc: all parties of record, Judges, CRMS) (lmg) (Entered: 05/03/2005)
05/09/2005	150	CERTIFICATE of service by defendant (lmg) (Entered: 05/09/2005)
05/16/2005	151	Plaintiff's amended DESIGNATION of deposition transcripts; certificate of service (lmg) (Entered: 05/17/2005)
05/16/2005	152	Plaintiff's amended final comprehensive WITNESS list; certificate of service (lmg) (Entered: 05/17/2005)
05/16/2005	153	Defendant's DESIGNATION of deposition transcripts re Bernard P. Clark; certificate of service (lmg) (Entered: 05/17/2005)
05/16/2005	154	Defendant's DESIGNATION of deposition transcripts re George Nanos; certificate of service (lmg) (Entered: 05/17/2005)
05/16/2005	155	Defendant's final WITNESS list; certificate of service (lmg) (Entered: 05/17/2005)
05/16/2005	156	Defendant's first amended final WITNESS list; certificate of service (lmg) (Entered: 05/17/2005)

05/18/2005	157	CERTIFICATE of service by plaintiff (lmg) (Entered: 05/19/2005)
05/18/2005	158	CERTIFICATE of service by plaintiff (lmg) (Entered: 05/19/2005)
05/18/2005	159	CERTIFICATE of service by plaintiff (lmg) (Entered: 05/19/2005)
05/19/2005	160	CERTIFICATE of service by defendant (lmg) (Entered: 05/19/2005)
05/20/2005	161	Defendant's PROPOSED VOIR DIRE; certificate of service (lmg) (Entered: 05/20/2005)
05/20/2005	162	Defendant's proposed SPECIAL VERDICT form; certificate of service (lmg) (Entered: 05/20/2005)
05/20/2005	163	Defendant's proposed CONCISE STATEMENT of the case; certificate of service (lmg) (Entered: 05/20/2005)
05/20/2005	164	Defendant's OBJECTIONS plaintiff's designation of deposition testimony; exhibits A to G; certificate of service [154-1] (lmg) (Entered: 05/20/2005)
05/23/2005	165	Plaintiff's amended trial BRIEF; certificate of service (lmg) (Entered: 05/23/2005)
05/23/2005	166	Defendant's proposed supplemental JURY INSTRUCTIONS (annotated version); certificate of service (lmg) Modified on 05/25/2005 (Entered: 05/24/2005)
05/23/2005	167	Defendant's proposed SUPPLEMENTAL jury instructions (clean version); certificate of service [166-1] (lmg) (Entered: 05/24/2005)
05/23/2005	168	Defendant's OBJECTIONS to plaintiff's proposed trial exhibits; certificate of service [165-1] (lmg) (Entered: 05/24/2005)
05/23/2005	169	Plaintiff's PROPOSED special VOIR DIRE questions (lmg) (Entered: 05/24/2005)
05/23/2005	170	Plaintiff's proposed special VERDICT form (lmg) (Entered: 05/25/2005)
05/23/2005	171	Plaintiff's supplemental proposed JURY INSTRUCTIONS; certificate of service (sterile) (lmg) (Entered: 05/25/2005)
05/23/2005	172	Plaintiff's SUPPLEMENTAL proposed jury instructions; certificate of service [171-1] (lmg) (Entered: 05/25/2005)
05/23/2005	173	Defendant TRIAL brief; certificate of service (lmg) (Entered: 05/25/2005)
05/23/2005	174	Plaintiff's OBJECTIONS to defendant's proposed exhibits; exhibits 205-214, 219, 221, 223, 226, 228, 238-240; 248 and 249; certificate of service [173-1] (lmg) (Entered: 05/25/2005)
05/23/2005	175	Parties JOINT set of proposed jury instructions (sterile) [171-1] (lmg) (Entered: 05/25/2005)
05/23/2005	176	EO : All motions in limine to be filed by May 27, 2005 and the



		memorandum in opposition to theses motions are to be filed by June 02, 2005; cc: all counsel of record by fax ( Ct Rptr : ) JUDGE Judge Manuel L. Real (lmg) (Entered: 05/25/2005)
05/23/2005	177	CERTIFICATE of service by plaintiff (lmg) (Entered: 05/25/2005)
05/24/2005		ORIGINAL TRANSCRIPT filed ( Ct Rptr Cynthia Tando Fazio) taken on 04/11/05 (lmg) (Entered: 05/25/2005)
05/25/2005	178	EO: Status conference regarding Expert witnesses set for June 1, 2005 @ 8:45 a.m. before Judge Real by Judge Manuel L. Real (gs) (Entered: 05/27/2005)
05/25/2005	179	Defendant's Proposed Additional Supplemental JURY INSTRUCTION (Annotated Version); Certificate of Service (gs) (Entered: 05/27/2005)
05/25/2005	180	Defendant's Proposed Additional Supplemental JURY INSTRUCTION (Clean Version); Certificate of Service (gs) (Entered: 05/27/2005)
05/25/2005	181	Defendant's OBJECTIONS to Plaintiff's Supplemental Jury Instructions; Certificate of Service to [171-1] (gs) (Entered: 05/27/2005)
05/25/2005	182	CERTIFICATE of service by defendant Gordon R. England (gs) (Entered: 05/27/2005)
05/26/2005	183	Defendant's MEMORANDUM in opposition to plaintiff's Motion to Strike Expert Disclosure of Defendant and to exclude defense expert's testimony at trial; Exhibits A-C; Certificate of service (gs) (Entered: 05/27/2005)
05/26/2005	186	OBJECTIONS by defendant's to plaintiff's proposed verdict form; certificate of service [170-1] (lmg) (Entered: 05/31/2005)
05/27/2005	184	NOTICE OF MOTION; Defendant's in limine Re: Other Pearl Harbor Naval Shipyard Employees who were not selected for senior management positions; Memorandum in support of Defendant's Motion In Limine Re: Other Pearl Harbor Naval Shipyard Employees who were not selected for senior management positions declaration of Edric M. Ching; Exhibits A-V; Certificate of Service set for 9:00 6/6/05 before Judge Manuel L. Real (gs) (Entered: 05/27/2005)
05/27/2005	185	Defendant's Second Amended Final WITNESS list; Certificate of Service (gs) (Entered: 05/31/2005)
05/27/2005	187	OBJECTIONS by plaintiff's to defendant's proposed supplemental jury instructions; certificate of service [180-1] (lmg) (Entered: 06/01/2005)
05/27/2005	188	STIPULATION regarding admissibility of trial exhibits; ORDER by Judge Manuel L. Real - on behalf of plaintiff (lmg) (Entered: 06/01/2005)
05/27/2005	189	NOTICE OF MOTION and motion by defendant's in limine to limit the testimony of Benjamin Toyama ; memorandum in support of defendant's motion in limine to limit the testimony of Benjamin Toyama; certificate of service - set for 9:00 6/6/05 before Judge Manuel L. Real (lmg) (Entered: 06/01/2005)



05/27/2005	190	NOTICE OF MOTION and motion by defendant's in limine re rulings on motions in limine not addressed by the Ninth Circuit ; memorandum in support of defendant's motion in limine re rulings on motions in limine not addressed by the Ninth Circuit; certificate of service - set for 9:00 6/6/05 before Judge Manuel L. Real (lmg) (Entered: 06/01/2005)
05/27/2005	191	NOTICE OF MOTION and motion by defendant's in limine to limit the use of the term local ; memorandum in support of defendant's motion in limine to limit the use of the term local; certificate of service - set for 9:00 6/6/05 before Judge Manuel L. Real (lmg) (Entered: 06/01/2005)
05/27/2005	192	NOTICE OF MOTION and motion by defendant's in limine re counts 1 and 4 of the second amended complaint ; memorandum in support of defendant's motion in limine re counts 1 and 4 of the second amended complaint; declaration of Edric M. Ching; exhibit A; certificate of service - set for 9:00 6/6/05 before Judge Manuel L. Real (lmg) (Entered: 06/01/2005)
05/27/2005	193	NOTICE OF MOTION and motion by plaintiff's in limine to admit testimonies of other employees who were qualified but not selected for senior management positions at Pearl Harbor ; memorandum of law in support of motion; certificate of service - set for 9:00 6/6/05 before Judge Manuel L. Real (lmg) (Entered: 06/01/2005)
05/27/2005	194	NOTICE OF MOTION and motion by plaintiff's in limine to admit statistical evidence of the breakdown by race and national origin of the senior managers hired at Pearl Harbor and other naval shipyards ; memorandum of law in support of motion; certificate of service - set for 9:00 6/6/05 before Judge Manuel L. Real (lmg) (Entered: 06/01/2005)
05/31/2005	195	Defendant's SUPPLEMENTAL objections to plaintiff's proposed trial exhibits; certificate of service [187-1] (lmg) (Entered: 06/01/2005)
06/01/2005	196	Plaintiff's OBJECTIONS to defendant's proposed supplemental jury instructions; certificate of service [179-1] [180-1] (lmg) (Entered: 06/01/2005)
06/01/2005	197	Defendant's OPPOSITION to plaintiff's motion in limine to admit testimonies of other employees who were qualified but not selected for senior management positions at Pearl Harbor; certificate of service [193-1] (lmg) (Entered: 06/01/2005)
06/01/2005	198	Defendant's proposed additional SUPPLEMENTAL jury instruction (clean version); certificate of service [180-1] (lmg) (Entered: 06/01/2005)
06/01/2005	199	Defendant's proposed additional SUPPLEMENTAL jury instruction (annotated version); certificate of service [179-1] (lmg) (Entered: 06/01/2005)
06/01/2005	200	EP : Status Conference regarding Expert Witnesses: Conference call held with the Honorable Manuel L. Real, Mr. Ikei, Mr. Helper and Mr. Ching. Motion to Exclude Mr. Skoog - DENIED. Captain Jonathan Edwards may seat at counsel table with Mr. Helper and Mr. Ching. Deposition

		scheduled for this morning is cancelled. Mr. Ching to prepare statement of facts and faxed documents to Mr. Ikei. Stipulation will be prepared by Mr. Ikei regarding the three witnesses. Further hearing continued to Friday, June 3, 2005 at 8:45 a.m. ;status conference held 6/1/05 ; further hearing continued to Friday, June 3, 2005 at 8:4 a.m. 6/3/05 before Judge Manuel L. Real ( Ct Rptr : Debra Chun) JUDGE Judge Manuel L. Real (lmg) (Entered: 06/03/2005)
06/02/2005	201	MEMORANDUM by plaintiff's in opposition to defendant's motion in limine re counts 1 and 4 of the second amended complaint; certificate of service [192-1] (lmg) (Entered: 06/03/2005)
06/02/2005	202	MEMORANDUM by plaintiff's in opposition to defendant's motion in limine re rulings on motions in limine not addressed by the Ninth Circuit; certificate of service [190-1] (lmg) (Entered: 06/03/2005)
06/02/2005	203	MEMORANDUM by defendant in opposition to plaintiff's motion to admit statistical evidence of the breakdown by race and national origin of the senior hired at Pearl Harbor and other naval shipyards; exhibits A and B; certificate of service [194-1] (lmg) (Entered: 06/03/2005)
06/02/2005	204	MEMORANDUM by plaintiff's in opposition to defendant's motion in limine Re: Other Pearl Harbor Naval Shipyard Employees who were selected for senior management positions; certificate of service [184-1] (lmg) (Entered: 06/03/2005)
06/02/2005	205	NOTICE OF MOTION and motion by plaintiff's for recusal ; affidavit of Ronald L. Obrey, Jr.; certificate of counsel; declaration of Clayton C. Ikei; exhibits A and B; memorandum of law in support of motion; certificate of service - set for 4:00 6/3/05 before Judge David A. Ezra (lmg) (Entered: 06/03/2005)
06/02/2005	206	MEMORANDUM by plaintiff's in opposition to defendant's motion in limine to limit the testimony of Benjamin Toyama; exhibit 79; certificate of service [189-1] (lmg) (Entered: 06/03/2005)
06/03/2005	207	CERTIFICATE of service by plaintiff (lmg) (Entered: 06/03/2005)
06/03/2005	208	Proposed STATEMENTS by plaintiff's regarding Michael Kawachi, Frank Pestana and George Tai See (lmg) (Entered: 06/03/2005)
06/03/2005	209	Plaintiff's concise argument in support of his proposed SUPPLEMENTAL jury instructions; certificate of service [171-1] (lmg) (Entered: 06/03/2005)
06/03/2005	210	MEMORANDUM by defendant's in opposition to plaintiff's motion for recusal; certificate of service [205-1] (lmg) (Entered: 06/03/2005)
06/03/2005	213	EP : Plaintiff's Motion for Recusal. Oral arguments heard Plaintiff's Motion for Recusal-DENIED. Court to issue order. denying motion for recusal [205-1] ( Ct Rptr : Cynthia Fazio) JUDGE Judge Manuel L. Real (lmg) (Entered: 06/06/2005)
06/03/2005	214	EO :Plaintiff's motion for recusal [205-1] set for 6/3/05 4:00 PM before

		DAE ( Ct Rptr : ) JUDGE Judge David A. Ezra (lmg) (Entered: 06/06/2005)
06/06/2005	211	OBJECTIONS by plaintiff's to defendant's proposed additional supplemental jury instructions; certificate of service [199-1] [198-1] (sealed) (Entered: 06/06/2005)
06/06/2005	212	SUBMISSIONS by plaintiff's of report of investigation as to Frank N.K. Pestanan's EEO Complaint; declaration of Dave B. Alison and affidavit of Dave B. Alison; exhibits A-C; certificate of service (sealed) (Entered: 06/06/2005)
06/06/2005	215	PROPOSED TESTIMONY by defendant's to be read to the jury re Michael Kawachi, Frank pestana, and George Tai See; exhibit 1-2; certificate of service [184-1] (lmg) (Entered: 06/07/2005)
06/06/2005	216	Defendant's SUBMISSION of deposition excerpt in support of its motion in limine; exhibits A through C; certificate of service [184-1] [192-1] [191-1] [190-1] (lmg) (Entered: 06/07/2005)
06/06/2005	217	Plaintiff's EX PARTE MOTION to shorten time to hear plaintiff's motion to strike expert disclosure and to exclude defense expert's testimony at trial; declaration of Clayton C. Ikei; ORDER granting plaintiff's ex parte motion to shorten time to hear plaintiff's motion to strike expert disclosure and to exclude expert's testimony at trial - by Judge Manuel L. Real - (this motion was addressed at the status conference on June 01, 2005 before Judge Real [200-1] [200-2]) (lmg) (Entered: 06/07/2005)
06/06/2005	218	EP : Continued Status Conference and Various Motions in Limine-Plaintiff present and also present Jonathan Edwards Retired Captain-U.S. Navy-The Defendant's Representative. 1. Defendant's Motion in Limine to Limit the Testimony of Benjamin Toyama-This Motion is Granted in Part and Denied in Part. 2. Defendant's Motion in Limine Re: Rulings on Motions in Limine not addressed by the Ninth Circuit-This Motion is hereby Granted. 3. Defendant's Motion in Limine to Limit the Use of the Term"Local"-This Motion is hereby Granted. 4. Defendant's Motion in Limine Re: Counts 1 and 4 of the Second Amended Complaint-is hereby Granted. 5. Plaintiff's Motion in Limine to Admit Testimonies of other Employees who where Qualified but not selected for Senior Management Positions at Pearl Harbor-This Motion has been taken care of by the Court in the proposed Statement that will be read into the record. (Docket Clerk please terminate this Motion) 6. Plaintiff's Motion in Limine to Admit Statistical Evidence of the Breakdown by Race and National Origin of the Senior Managers hired at Pearl Harbor and other Naval Shipyards-Granted in Part and Denied in Part. 7. Defendant's Motion in Limine Re: Other Pearl Harbor Shipyard Employees who were not selected for Senior Management Positions-This Motion has been taken care of by the Court in the proposed Statement that will be read into the record. (Docket Clerk please terminate this Motion) Jury Selection-37 Jurors present. Plaintiff present and also Jonathan Edwards-Retired Captain U. S. Navy-Defendant's Representative. Eight Jurors Selected and Sworn in. Jury Trial (1st Day)- Opening Statements on behalf of the

		<p>Plaintiff and the Defendant. Plaintiff Witnesses-Testimony of Michael Kawachi, Frank Pestana and George Tai See read into the Record by Judge Real, Benjamin Toyama-CST, Jeffrey Conners-CST and John Arthur Edwards-CST, Plaintiff's Exhibits-19, 21, and 60-Admitted. Defendant's Exhibits-203, 204, 215, 217, 218, 227, -Admitted. Further Jury Trial (2nd Day) continued to June 07, 2005 @9:00 a.m. ; Continued status conference and various motions in limine held 6/6/05 before Judge Manuel L. Real , , ; Jury trial held 6/6/05;jury Trial set for 9:00 6/7/05 before Judge Manuel L. Real; granting in part and denied in part defendant's motion in limine to limit the testimony of Benjamin Toyama [189-1], granting defendant's motion in limine re rulings on motions in limine not addressed by the Ninth Circuit [190-1], granting defendant's motion in limine to limit the of the term local [191-1] granting defendant's motion in limine re counts 1 and 4 of the second amended complaint [192-1], terminating [193-1] plaintiff's motion in limine to admit testimonies of other employees who were qualified but not selected for senior management positions at Pearl Harbor, granting in part and denied in part plaintiff's motion in limine to admit statistical evidence of the breakdown by race and national origin of the senior hired at Pearl Harbor and other naval shipyards [194-1], terminating [184-1] defendant's motion in limine Re: Other Pearl Harbor Naval Shipyard Employees who were not selected for senior management positions; ( Ct Rptr : Jean Marie McManus) JUDGE Judge Manuel L. Real (lmg) (Entered: 06/07/2005)</p>
06/07/2005	219	<p>EP : Jury Trial: 2nd day Plaintiff present with counsel Clayton Ikei. CST: Tyson Livingston Ronald Obrey James E. Dannemiller Exhibits Admitted: Plaintiffs - 10, 11, 27, 55, 56, 57, 105a, 109, 110. DAUBERT HEARING: 2:10 - 2:20 CST: James E. Dannemiller Court to issue ruling at 8:30 a.m. tomorrow morning, June 8, 2005. Further trial continued to Wednesday, June 8, 2005 at 9:00 a.m. ; Jury trial 2nd day held 6/7/05 ; Jury Trial set for 9:00 6/8/05 before Judge Manuel L. Real ( Ct Rptr : Jean McManus) JUDGE Judge Manuel L. Real (lmg) (Entered: 06/08/2005)</p>
06/08/2005		<p>ORIGINAL TRANSCRIPT filed ( Ct Rptr Debra Kekuna Chun) taken on 06/01/05 (lmg) (Entered: 06/08/2005)</p>
06/08/2005	220	<p>EP : Further Jury Trial: 3rd day 8:45 - 8:50 - Ruling on Motion Daubert Hearing Ruling: Defendant's objections to the testimony of James E. Dannemiller is sustained. That testimony is therefore excludable because of improper metholodology, and lack of foundation, and reliability pursuant to Daubert. Plaintiff present with counsel Clayton Ikei. Plaintiff rest. Defendant's Motion for Directed Verdict argued and taken under advisement. CST: Tetsu Omaye Gary Skoog Michael Malachwiej Robert Masumoto Wayne Matsukawa Exhibits Admitted: Defendants - 214b, 214, 116, 228, 202, 202A, 202B, 202C. Page 2 Civil 02-00033MLR-LEK Ronald L. Obrey, Jr. Vs. Hansford T. Johnson, et al. June 8, 2005 Defendant rest. Plaintiff called no rebuttal witnesses. Court's ruling on Defendant's Motion for Directed Verdict. Court GRANTED as to pattern and practice. Plaintiff presented opening argument. Defendant presented</p>



		closing argument. Plaintiff presented closing argument. Further trial continued to Thursday, June 9, 2005 at 9:00 a.m. ;further jury trial 3rd day held 6/8/05 ; further Trial continued to Thursday, June 9, 2005 at 9:00 a.m. ( Ct Rptr : Carol Sugiyama) JUDGE Judge Manuel L. Real (lmg) (Entered: 06/13/2005)
06/09/2005	221	Defendant's MEMORANDUM of law regarding the special verdict form; exhibit A; certificate of service [162-1] (lmg) (Entered: 06/13/2005)
06/09/2005	222	Note from the jury re verdict (lmg) (Entered: 06/13/2005)
06/09/2005	223	VERDICT for defendant Gordon R. England against plaintiff Ronald L. Obrey Jr. (lmg) (Entered: 06/13/2005)
06/09/2005	224	EP: Further Jury Trial (4th Day) - Ruling on Defendant's Renewed Motion for Judgment as a Matter of Law reserved. Jury Present. Jury instructed by the Court. Jury retired to deliberate. Note from the Jury. Verdict reached. Verdict read. Jury polled. Verdict unanimous. Verdict in favor of Defendant and against Plaintiff. Jury thanked and excused by the Court. Ching to prepare Judgment. ; Jury trial held 6/9/05 before Judge Manuel L. Real , jury trial end re [223-1] ( Ct Rptr : Jean McManus) JUDGE Judge Manuel L. Real (lmg) (Entered: 06/13/2005)
07/06/2005	225	CIVIL JUDGMENT: that judgment is entered in favor of defendant Hansford T. Johnson and against plaintiff Ronald L. Obrey, Jr. - by Judge Manuel L. Real re [223-1] terminating case - on behalf of USA (cc: all counsel) (lmg) (Entered: 07/07/2005)
07/22/2005	226	NOTICE OF APPEAL by plaintiff Ronald L. Obrey Jr. from Dist. Court decision [225-2] (cc: all counsel) (lmg) (Entered: 07/25/2005)
07/22/2005		RECEIVED re [226-1] fee in amount of \$ 255.00 ( Receipt # 230612) (lmg) (Entered: 07/25/2005)
07/26/2005	227	ORDER denying plaintiff's motion for recusal by Judge David A. Ezra - denying motion for recusal [205-1] (cc: all counsel) (lmg) (Entered: 07/26/2005)
07/27/2005		NOTICE OF APPEAL and copy of docket sheet sent to 9th CCA [226-1] (cc: all counsel) (lmg) (Entered: 07/27/2005)
08/03/2005	228	BILL OF COSTS submitted by defendant Gordon R. England re [225-2] (lmg) (Entered: 08/03/2005)
08/03/2005	229	TRANSCRIPT DESIGNATION and Ordering Form for dates: 06/06/05 by court reporter Jean McManus, 06/08/05 by court reporter Carol Sugiyama, 06/06/05-06/09/05 by court reporter McNamus/Sugiyama [226-1] (lmg) (Entered: 08/04/2005)
08/08/2005	230	OBJECTIONS by plaintiff's to defendants' bill of costs filed August 3, 2005; certificate of service [228-1] (lmg) (Entered: 08/09/2005)
08/08/2005		NOTIFICATION by Circuit Court of Appellate Docket Number 05-16473 as to appeal filed on 07/22/05 (lmg) (Entered: 08/10/2005)

08/24/2005	231	ORDER by Judge Manuel L. Real - elect to have the Magistrate Judge Leslie E. Kobayashi adjudicate this motion/referral of objection/review of taxation of bill of costs [230-1] [228-1] (cc: Mag Judge Leslie E. Kobayashi, CRM/WN) (lmg) (Entered: 08/24/2005)
08/26/2005		ORIGINAL TRANSCRIPT filed ( Ct Rptr Jean Marie McManus) taken on 06/06/05 Volume I trial (lmg) (Entered: 08/26/2005)
08/26/2005		ORIGINAL TRANSCRIPT filed ( Ct Rptr Jan Marie McManus) taken on 06/07/05 Volume II trial (lmg) (Entered: 08/26/2005)
08/26/2005		ORIGINAL TRANSCRIPT filed ( Ct Rptr Jean Marie McManus) taken on 06/09/05 Volume IV (lmg) (Entered: 08/26/2005)
09/12/2005		ORIGINAL TRANSCRIPT filed, trial volume III ( Ct Rptr Carol E.M. Sugiyama) taken on 06/08/05 (lmg) (Entered: 09/12/2005)
09/12/2005		ORIGINAL TRANSCRIPT filed ( Ct Rptr Carol E.M. Sugiyama) taken on 06/08/05 (lmg) (Entered: 09/12/2005)
09/19/2005	232	CERTIFICATE of Record Transmitted to 9th CCA (cc: all counsel) (afc) (Entered: 09/19/2005)
11/28/2005	233	CERTIFICATE of Record Transmitted to 9th CCA (bbb) (Entered: 11/28/2005)
12/14/2005	<u>234</u>	REPORT OF SPECIAL MASTER on Plaintiff's Objections to defendants' Bill of Costs filed August 3, 2005 - Signed by Judge LESLIE E KOBAYASHI on 12/12/05. (cc: all counsel; MLR)(afc) (Entered: 12/19/2005)
01/20/2006	<u>235</u>	Costs Taxed in amount of \$ \$1,238.13 against Plaintiff, Ronald L. Obrey, Jr. Signed by District Judge Manuel L. Real. (bbb,) (Entered: 01/23/2006)
03/09/2006	<u>236</u>	[uncertified] ORDER of USCA as to Notice of Appeal re: CA 05-16473. (bbb, ) (Entered: 03/13/2006)
10/05/2006	<u>237</u>	Return Receipt of records sent to 9CCA - RRR 10/3/2006 by 9CCA (gab, ) (Entered: 10/06/2006)
01/08/2007		ADVISORY ENTRY. The case has been reassigned to Judge Susan Oki Mollway. All future filings shall be filed with the new case number: CV 02-00033 SOM-LEK . (gab, ) (Entered: 01/08/2007)
01/08/2007		COURT'S CERTIFICATE of Service - a copy of Corrective Entry has been served by First Class Mail to the addresses of record of Jerry Chang on 1/8/2006. Registered Participants of CM/ECF received the document electronically at the e-mail address listed on the Notice of Electronic Filing (NEF). (gab, ) (Entered: 01/08/2007)
01/31/2007	<u>238</u>	District Court Record Return Form 05-16473: Clerks Records 8, Reporters Transcripts 11, 2 Folders - returned 1/31/07 (ecs, ) (Entered: 02/01/2007)



02/23/2007	<u>239</u>	(Certified) USCA JUDGMENT Regarding Appeal No. 05-16473. The judgment of the district court is hereby REVERSED, REMANDED. Attest: 2/20/07. (cc: SOM, CRM) (Attachments: # <u>1</u> Form 10. Bill of Costs, filed 1/16/07# <u>2</u> Plaintiff-Appellant's Submission of Bill of Costs# <u>3</u> Memorandum with attached service list# <u>4</u> transmittal sheet from 9CCA)(emt, ) (Entered: 02/27/2007)
02/27/2007		COURT'S CERTIFICATE of Service - a copy of <u>239</u> USCA Judgment, has been served by First Class Mail to the addresses of record on February 27, 2007. Registered Participants of CM/ECF received the document electronically at the e-mail address listed on the Notice of Electronic Filing (NEF). (emt, ) (Entered: 02/27/2007)
03/16/2007	<u>240</u>	EO: Status Conference Re: Remand set for 3/29/2007 at 09:00 AM before JUDGE LESLIE E KOBAYASHI. (Judge LESLIE E KOBAYASHI )(wnn, ) (Entered: 03/17/2007)
03/29/2007	<u>241</u>	EP: Status Conference Re: Remand held on 3/29/2007. New trial date and deadlines given. Amended Rule 16 Scheduling Order to be issued. Jury Selection/Trial set for 09:00 AM on 4/29/2008 before JUDGE SUSAN OKI MOLLWAY. Final Pretrial Conference set for 3/18/2008 09:00 AM before JUDGE LESLIE E KOBAYASHI. Further Settlement Conference set for 5/24/2007 02:00 PM before JUDGE LESLIE E KOBAYASHI. Motions due by 11/28/2007. Discovery due by 2/29/2008. (Court Reporter Courtroom 7-No Record) (Judge LESLIE E KOBAYASHI )(wnn, ) (Entered: 04/02/2007)
04/04/2007	<u>242</u>	EO: Further Settlement Conference set for 5/24/2007 at 02:00 PM is moved up to 5/17/2007 at 09:30 AM before JUDGE LESLIE E KOBAYASHI. Updated confidential settlement conference statements are now due 5/10/2007. (Judge LESLIE E KOBAYASHI )(wnn, ) (Entered: 04/04/2007)
04/09/2007	<u>243</u>	AMENDED RULE 16 SCHEDULING ORDER - Signed by Judge LESLIE E KOBAYASHI on 4/9/07. (emt, ) (Entered: 04/09/2007)
04/09/2007		COURT'S CERTIFICATE of Service - a copy of <u>243</u> "AMENDED RULE 16 SCHEDULING ORDER" has been served by First Class Mail to the addresses of record on April 9, 2007. Registered Participants of CM/ECF received the document electronically at the e-mail address listed on the Notice of Electronic Filing (NEF). (emt, ) (Entered: 04/09/2007)
05/14/2007	<u>244</u>	EO: Further Settlement Conference set for 5/17/2007 at 09:30 AM before Judge Leslie E. Kobayashi is Vacated. To be reset. (Judge LESLIE E KOBAYASHI )(wnn, ) (Entered: 05/14/2007)
05/16/2007	<u>245</u>	EO: Further Settlement Conference set for 5/17/2007 at 09:30 AM is continued to 7/3/2007 at 09:30 AM before JUDGE LESLIE E KOBAYASHI. (Judge LESLIE E KOBAYASHI )(wnn, ) (Entered: 05/16/2007)
05/30/2007	<u>246</u>	EO: Further Settlement Conference set for 7/3/2007 at 09:30 AM is moved to 10:00 AM before JUDGE LESLIE E KOBAYASHI. (Judge

		LESLIE E KOBAYASHI )(wnn, ) (Entered: 05/30/2007)
06/28/2007	247	EO: Further Settlement Conference set for 7/3/2007 at 10:00 AM is continued to 8/28/2007 at 01:30 PM before JUDGE LESLIE E KOBAYASHI. (Judge LESLIE E KOBAYASHI )(wnn, ) (Entered: 06/28/2007)
07/10/2007	<u>248</u>	ORDER REGARDING TRIAL DATE - Signed by Judge SUSAN OKI MOLLWAY on 7/10/07. (emt, ) (Entered: 07/10/2007)
07/10/2007		COURT'S CERTIFICATE of Service - a copy of <u>248</u> "ORDER REGARDING TRIAL DATE" has been served by First Class Mail to the addresses of record on July 10, 2007. Registered Participants of CM/ECF received the document electronically at the e-mail address listed on the Notice of Electronic Filing (NEF). (emt, ) (Entered: 07/10/2007)
08/06/2007	249	EO: Further Settlement Conference set for 8/28/2007 at 01:30 PM is continued to 8/30/2007 at 10:00 AM before JUDGE LESLIE E KOBAYASHI. (Judge LESLIE E KOBAYASHI )(wnn, ) (Entered: 08/06/2007)
08/15/2007	250	EO: Further Settlement Conference set for 8/30/2007 at 10:00 AM is moved up to 09:30 AM before JUDGE LESLIE E KOBAYASHI. (Judge LESLIE E KOBAYASHI )(wnn, ) (Entered: 08/15/2007)
08/30/2007	<u>251</u>	EP: Further Settlement Conference held on 8/30/2007. (Court Reporter In Chambers-No Record) (Judge LESLIE E KOBAYASHI )(wnn, ) (Entered: 08/31/2007)
12/26/2007	<u>252</u>	CONSENT to Jurisdiction by US Magistrate Judge by Ronald L. Obrey, Jr, Gordon R. England. Case reassigned to Magistrate JUDGE LESLIE E KOBAYASHI Please reflect new case number <b>CV 02-00033 LEK</b> on all further pleadings. (gls, ) (Entered: 01/04/2008)
01/04/2008		COURT'S CERTIFICATE of Service - a copy of <u>252</u> Consent to Jurisdiction by US Magistrate Judge, has been served on: 1/4/08. Registered Participants of CM/ECF received the document electronically at the e-mail address listed on the Notice of Electronic Filing (NEF). (gls, ) (Entered: 01/04/2008)
01/04/2008	253	EO: Jury Selection/Trial set for 09:00 AM on 4/29/2008 will be held before JUDGE LESLIE E KOBAYASHI. (Judge JUDGE LESLIE E KOBAYASHI)(wnn, ) (Entered: 01/04/2008)
01/04/2008		COURT'S CERTIFICATE of Service - a copy of <u>253</u> Set Deadlines/Hearings has been served to Registered Participants of CM/ECF who received the document electronically at the e-mail address listed on the Notice of Electronic Filing (NEF) on 1/4/2008. (wnn, ) (Entered: 01/04/2008)
01/04/2008	254	EO: Status Conference Re: Trial Date and Other Deadlines set for 1/8/2008 at 09:00 AM before JUDGE LESLIE E KOBAYASHI. (Judge JUDGE LESLIE E KOBAYASHI)(wnn, ) (Entered: 01/04/2008)

01/04/2008		COURT'S CERTIFICATE of Service - a copy of 254 Set Deadlines/Hearings has been served to Registered Participants of CM/ECF who received the document electronically at the e-mail address listed on the Notice of Electronic Filing (NEF) on 1/4/2008. (wnn, ) (Entered: 01/04/2008)
01/08/2008	<u>255</u>	EP: Status Conference Re: Trial Date and Other Deadlines held on 1/8/2008. New trial date and deadlines given. Amended Rule 16 Scheduling Order to be issued. Jury Selection/Trial set for 09:00 AM on 10/7/2008 before JUDGE LESLIE E KOBAYASHI. Final Pretrial Conference set for 8/26/2008 09:00 AM before JUDGE LESLIE E KOBAYASHI. Discovery Conference set for 2/15/2008 09:00 AM before JUDGE LESLIE E KOBAYASHI. Discovery due by 8/8/2008. (Court Reporter Courtroom 7-No Record) (Judge JUDGE LESLIE E KOBAYASHI)(wnn, ) (Entered: 01/08/2008)
01/15/2008	<u>256</u>	AMENDED RULE 16 SCHEDULING ORDER. Signed by Magistrate JUDGE LESLIE E KOBAYASHI on January 15, 2008. (bbb, ) (Entered: 01/15/2008)
01/15/2008		COURT'S CERTIFICATE of Service - a copy of <u>256</u> Amended Rule 16 Scheduling Order has been served upon ALL RESPECTIVE COUNSEL OF RECORD whom are all Registered Participants of CM/ECF and received the document electronically at the e-mail address listed on the Notice of Electronic Filing (NEF) on 01/15/2008. (bbb, ) (Entered: 01/15/2008)
01/15/2008	<u>257</u>	AMENDED RULE 16 SCHEDULING ORDER:. Signed by JUDGE LESLIE E KOBAYASHI. (eps ) (Entered: 01/15/2008)
01/15/2008		COURT'S CERTIFICATE of Service - <u>257</u> Amended Rule 16 Scheduling Order has been served - Registered Participants of CM/ECF received the document electronically at the e-mail address listed on the Notice of Electronic Filing (NEF). (eps ) (Entered: 01/15/2008)
01/15/2008		ADVISORY ENTRY. The entry docket numbers <u>256</u> Amended Rule 16 Scheduling Order, and <u>257</u> Amended Rule 16 Scheduling Order are duplicate filings of the identical Amended Rule 16 Scheduling Order. (eps ) (Entered: 01/15/2008)
01/22/2008	<u>258</u>	Plaintiff's MOTION to Strike Expert Disclosure of Defendant and to Exclude Defense's Expert's Testimony at Trial <u>54</u> - Jerry P.S. Chang, Clayton C. Ikei appearing for Plaintiff Ronald L. Obrey, Jr (Attachments: # <u>1</u> Memorandum of Law in Support of Motion, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Certificate of Service)(ecs, )(cc: LEK) (Entered: 01/23/2008)
01/23/2008	<u>259</u>	EO: Discovery Conference set for 2/15/2008 at 09:00 AM before Magistrate Judge Leslie E. Kobayashi is Vacated. Deadlines for submission of letter briefs are Vacated. (JUDGE LESLIE E KOBAYASHI)(wnn, ) (Entered: 01/23/2008)
01/23/2008	<u>260</u>	NOTICE of Hearing on Motion <u>258</u> MOTION to Strike <u>54</u> Supplement

		MOTION to Strike <u>54</u> Supplement : Motion Hearing set for 2/22/2008 at 09:00 AM before JUDGE LESLIE E KOBAYASHI. (wnn, ) (Entered: 01/23/2008)
01/23/2008		COURT'S CERTIFICATE of Service - a copy of <u>259</u> Terminate Deadlines and Hearings, <u>260</u> Notice of Hearing on Motion has been served to Registered Participants of CM/ECF who received the document electronically at the e-mail address listed on the Notice of Electronic Filing (NEF) on 1/23/2008. (wnn, ) (Entered: 01/23/2008)

<b>PACER Service Center</b>			
<b>Transaction Receipt</b>			
01/29/2008 13:54:00			
<b>PACER Login:</b>	du3413	<b>Client Code:</b>	
<b>Description:</b>	Docket Report	<b>Search Criteria:</b>	1:02-cv-00033-LEK
<b>Billable Pages:</b>	18	<b>Cost:</b>	1.44